

SENATE BILL No. 313

DIGEST OF INTRODUCED BILL

Citations Affected: IC 36-2-7.5-5.

Synopsis: Preparing documents for recording. Provides that an individual who created a document or an individual who submits a document for recording (if the individual who created the document cannot be located) shall affirm that the individual reviewed the document and redacted all Social Security numbers in the document.

Effective: Upon passage.

Hershman

January 10, 2006, read first time and referred to Committee on Judiciary.

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Introduced

Second Regular Session 114th General Assembly (2006)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2005 Regular Session of the General Assembly.

SENATE BILL No. 313

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 36-2-7.5-5, AS ADDED BY P.L.91-2005,
2 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 UPON PASSAGE]: Sec. 5. (a) **If a document is submitted for**
4 **recording, an affirmation that:**

5 (1) **meets the requirements of subsection (b) or (c) whichever**
6 **applies; and**

7 (2) **is included on a form prescribed by the state board of**
8 **accounts;**

9 **must be recorded with the document.**

10 (a) (b) An individual ~~preparing~~ **who creates** a document for
11 recording, shall affirm, under the penalties for perjury, that the
12 individual has:

13 (1) reviewed the entire document before submitting the document
14 for recording for the purpose of identifying and, to the extent
15 permitted by law, redacting all Social Security numbers; and

16 (2) taken reasonable care to redact each Social Security number
17 in the document.



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1 (c) If the individual who created a document for recording
2 cannot be located through the exercise of reasonable care, the
3 individual submitting the document for recording shall affirm,
4 under penalties for perjury, that the individual has:

5 (1) reviewed the entire document before submitting the
6 document for recording for the purpose of identifying and, to
7 the extent allowed by law, redacting all Social Security
8 numbers; and

9 (2) exercised reasonable care to redact each Social Security
10 number in the document.

11 ~~(b) An individual shall make the affirmation required under~~
12 ~~subsection (a) on a form prescribed by the state board of accounts.~~

13 SECTION 2. An emergency is declared for this act.

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